

The logo for inhale, featuring the word "inhale" in a lowercase, sans-serif font. Below the letters "i", "n", "h", and "a" are four small dots, creating a dotted line effect.1615
FAX RECEIVED

OCT 29 2002

GROUP 1600

NOTICE OF CONFIDENTIALITY

This transmission is intended only for the use of the Addressee and may contain information that is: 1. Subject to attorney/client privilege; 2. Attorney work product; or 3. Confidential. If you are not the intended recipient, you are hereby notified that any dissemination, distribution or copying of the information contained in this facsimile is strictly unauthorized and prohibited. If you have received this facsimile in error, please notify us immediately by collect telephone to the sender named below.

FACSIMILE MEMO

TO: Examiner A. Pulliam
U.S. PTO Group 1761

Fax No. 703-305-3592

CONFIDENTIAL

FROM: Michael J. Rafa

FAX Reply: (650) 631-3125
Voice Reply: (650) 631-5053

DATE: October 28, 2002

Total Pages: 5
(including this page)

RE: U.S. Serial No. 09/919,278

INHALE THERAPEUTIC SYSTEMS

150 INDUSTRIAL ROAD, SAN CARLOS, CA USA • (650) 631-3100 • (650) 631-3125 fax

Practitioner's Docket No. 0068.00

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

FAX RECEIVED

In re application of: Herman Snyder et al.

OCT 29 2002

Application No.: 09/919,278

Group No.: 1761

GROUP 1600

Filed: 07/31/2001

Examiner: A. Pulliam

For: APPARATUS AND PROCESS TO PRODUCE PARTICLES HAVING A NARROW SIZE DISTRIBUTION AND PARTICLES MADE THEREBY

Commissioner for Patents
Washington, D.C. 20231

OFFICIAL

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is other than a small entity.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10**(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)*

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

G deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, Washington D.C. 20231
37 C.F.R. § 1.8(a)

G with sufficient postage as first class mail.

37 C.F.R. § 1.10*

G as "Express Mail Post Office to Addressee"

Mailing Label No. _____ (mandatory)

TRANSMISSION

✓ facsimile transmitted to the Patent and Trademark Office, (703) 305-3592

Signature

Date:

10/28/02

Kathy Honnert
(type or print name of person certifying)

* Only the date of filing (' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" (' 1.10) or facsimile transmission (' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

Amendment Transmittal--page 1 of 2

10/28/02 MON 17:02 [TX/RX NO 9807]

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1) CLAIMS REMAINING AFTER AMENDMENT	(Col. 2) HIGHEST NO. PREVIOUSLY PAID FOR	(Col. 3) PRESENT EXTRA	OTHER THAN A SMALL ENTITY					ADDIT. FEE
TOTAL	13	-	31	=	0	x	\$	18.00	= \$ 0.00
INDEP.	1	-	3	=	0	x	\$	84.00	= \$ 0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM						+	\$	0.00	= \$ 0.00
TOTAL ADDIT. FEE								\$	0.00

No additional fee for claims is required.


FEE DEFICIENCY

5. If an additional extension and/or fee is required, charge Account No. 500348.

If an additional fee for claims is required, charge Account No. 500348.

Date: 10/28/02

Reg. No.: 38,740
Tel. No.: 650-631-5053
Customer No.: 21968


Signature of Practitioner

Michael J. Rafa
Inhale Therapeutic Systems, Inc.
150 Industrial Road
San Carlos, CA 94070
U.S.A.